

## CHAPTER 1002

### POLITICAL SUBDIVISIONS – EXCEPTION TO BANKRUPTCY PROHIBITION

*H.F. 2086*

**AN ACT** permitting a political subdivision to become a debtor under the federal bankruptcy code under certain circumstances and providing an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 76.16, Code 1991, is amended to read as follows:

**76.16 DEBTOR STATUS PROHIBITED.**

1. A city, county, or other political subdivision of this state shall not be a debtor under chapter 9 of the federal Bankruptcy Code, 11 U.S.C. § 901 et seq., except as otherwise specifically provided in this chapter.

This section does not apply to a court-appointed receiver for an entity organized pursuant to chapter 28E for the purpose of making joint investments on behalf of a city, county, judicial district department of correctional services, other political subdivision, or any combination thereof.

2. An entity organized pursuant to chapter 28E for the purpose of making joint investments on behalf of a city, county, judicial district department of correctional services, other political subdivision, or any combination thereof is a "municipality" for the purposes of chapter 9 of the federal Bankruptcy Code, 11 U.S.C. section 901 et seq.

Sec. 2. **EFFECTIVE DATE.** This Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 3. This Act is repealed July 1, 1993, and the Code editor shall recodify section 76.16 using the language contained in that section from the 1991 Code.

Approved February 11, 1992

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## CHAPTER 1003

### SPECIAL CLASS "A" BEER PERMITS

*S.F. 2032*

**AN ACT** relating to the manufacture and disposition of beer by special class "A" permittees.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 123.124, Code 1991, is amended to read as follows:

**123.124 PERMITS – CLASSES.**

Permits for the manufacture and sale, or sale of beer shall be divided into four classes, known as class "A", special class "A", class "B", or class "C" permits. A class "A" permit allows the holder to manufacture and sell beer at wholesale. A holder of a special class "A" permit may only manufacture beer to be consumed on the licensed premises for which the person also holds a class "C" liquor control license or class "B" beer permit and to be sold to a class "A" permittee for resale purposes. A class "B" permit allows the holder to sell beer at retail for consumption on or off the premises. A class "C" permit allows the holder to sell beer at retail for consumption off the premises.

Sec. 2. Section 123.130, unnumbered paragraph 3, Code 1991, is amended to read as follows: